

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ABINGDON CALENDAR - MAY 5, 2004

(The Honorable William F. Stone, Jr. Presiding)

(Start: _____ Recess: _____ ♦ Resume: _____ Stop: _____ ♦ Trials: _____ Proceedings _____)

Attys: Debtors: Case Nos.: Trustees:

9:30 A. M. - PRE-TRIAL CONFERENCES

Carmody	RODERICK & DEBORAH BILLINGS-ch7 A/P 7-04-00022: Det. Dischargeability Debtors v. Commonwealth of Va. Dept of Taxation <i>-Order of 4/5 adjudged 1998 state taxes dischargeable; abates any liability for 1998 and releasing all liens in relation thereto</i>	7-03-05052	Wick/JM
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H Brown	ROCKY WALLS-ch7 Motion/Notice to Re-Convert Case to Chapter 13 - filed 4/26; d/e # 42 - <i>set @9:30?</i> <i>-See also 10:00 a.m. Relief from Stay motion#3 (City National Bank)</i>	7-03-04576	Vogel/JJ
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10:00 A.M. - MISCELLANEOUS

Carmody	JAMES & MARY MEADOWS Motion #1: Avoid lien - filed 3/17; d/e # 36, 39 Debtors v. Galen-Med, Inc. t/a Clinch Valley Medical Center Motion #2: Avoid lien - filed 3/17; d/e # 37, 40 Debtors v. First Va. Bank Clinch Valley n/k/a Branch Banking & Trust <i>-Ord of Recusal referred to Judge Krumm for hearing on 5/6 @ 3:00 (Video)</i>	7-03-04777	Widener/NS
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Carmody	DANNY & MELISSA BUCHANAN-ch7 Motion #1: Avoid lien Debtors v. Wells Fargo Financial/c/o Sarah Thomas, CEO <i>-ORDER of 4/13 avoided lien (Default), cancels hearing</i>	7-04-00313	Vogel/VS
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Harman	VONA ARBOGAST Motion of U S. Trustee (Cosby) to stay dismissal order*and to order fines and turnover of preparer fees, filed 1/28; d/e # 20	7-03-04449	Wick/S
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** filing fee pd 2/3(\$170) & case dismissed 2/3/04 per docket entry #23*
**contd from 3/3 for parties to review §110 (i)*

Abingdon Calendar - 5/5/04

10:00 A.M. - MISCELLANEOUS

Money	JAMES & DIANA DOSS Motion #1: Avoid lien - filed 3/15; d/e # 14, 15 Debtors v. Mountain Empire Federal Credit Union (Served: Officer or Managing Agt) <i>–Order (agreed) avoiding/releasing lien entered 3/24; d/e # 16</i>	7-04-00191	Wick/GR
Pro se	CHERI & CHRISTOPHER STINSON-ch7 Motion of U. S. Trustee for Review and Turnover of Preparer Fees - filed 3/15; d/e # 15	7-04-00235	Vogel/SL
Copeland	JOY WADE-ch7 Motion #1: relief - filed 3/15; d/e # 11, 12 Chase Manhattan Mortgage (Sasser) v. debtor & trustee	7-04-00395	Vogel/SL
Carmody	TROY & PEARL HAGY-ch13 Motion #1: Avoid lien Debtors v. Professional Imaging, Inc	7-03-05380	Widener/AF
Hutchinson	BOBBY & BOBBI BOYD Motion of Trustee for Compensatio of \$1,618.22 & \$60.45 expense filed 3/31; d/e #34	7-03-03623	Shortridge/VS
Arey	CARL & EVELYN WILLIAMS-ch7	7-04-01039	Vogel/VS

Motion #1: Relief - filed 4/6; d/e # 11 , 13
DaimlerChrysler Services NA LLC (Higgs) v. debtors & trustee
-ORDER of 4/22 granted relief

Abingdon Calendar - 5/5/04

10:00 A.M. - MISCELLANEOUS

McDaniel	DONNA BENNETT - Ch. 7	7-04-00917	Vogel/NS
	Motion # 1: Relief-filed 4/6; d/e # 10		
	Highlands Union Bank (Hutton) v. Debtor & Trustee		
	-Order of 4/23 (agreed) granted relief - cancels hearing		

Fleenor	JASON ROSENBAUM - Ch. 7	7-04-00767	Allen/NS
	Motion # 1: Avoid lien-filed 4/6; d/e # 12		
	Debtor v. Washington Mutual Finance ()		
	-Default order ENTER 5/3/04		

Snodgrass	FREDERICK & JULIA SULLINS	7-04-00607	Vogel/NS
	Motion #2: Relief - filed 4/7; d/e # 22, 23		
	Highlands Union Bank (Hutton) v debtors & trustee		

Fleenor	CARNICE & JOYCE LEONARD	7-04-00762	Allen/SJ
	Motion #1: Avoid lien - filed 4/6; d/e # 14, 15		
	Debtors (Fleenor) v. World Finance Corp c/o Susan Crouch Manager		
	-Default Order ENTERED 5/3/04		

H Brown	ROCKY WALLS-ch7	7-03-04576	Vogel/JJ
	Motion #3: Relief - filed 4/6; d/e # 34, 35		
	City National Bank (Geddes) v. debtor & trustee		
	<i>movant certification filed 4/9; d/e # 36</i>		
	<i>respondent certification filed 4/15; d/e # 37</i>		
	<u>Answer filed by Debtor 4/15; d/e # 38</u>		

-See also 9:30 a.m. hearing on Motion to Re-Convert to Chapter 13

Hutchinson	JEFFREY & DULCY LEONARD-ch7	7-04-01077	Wick/NS
	Motion #1: Relief - filed 4/7; d/e # 10, 11, 12		
	Cendant Mortgage (Gershen) v. debtors & trustee		

Abingdon Calendar - 5/5/04

10:00 A.M. - MISCELLANEOUS

Fleenor	MELISSA LESTER	7-03-05075	Callahan/SL
	Motion #2: Avoid lien - filed 4/5; d/e # 37, 38, 39		
	Debtor v. World Finance Corp		
	<i>-Default order tendered 5/3</i>		

Fleenor	WILLIAM & REVONDA CHAPMAN	7-04-00228	Vogel/AF
	Motion #2: Avoid lien - filed 4/7; d/e # 16, 17		
	Debtors v. Citifinancial		
	<i>- COURT will hear issue re: service: (default order tendered 4/30)</i>		

Jackson	RANDY & TIFFANY SIZEMORE-ch7	7-04-00833	Callahan/VS
	Motion #1: Relief - filed 4/8; d/e # 11, 12, 13		
	Wachovia Bank (Smith) v. debtors & trustee		
	<i>Agreed Order granting relief from stay entered 4/16</i>		

Snodgrass	STEVEN & TONYA RIGGINS-ch7	7-04-00878	Callahan/AF
	Motion #1: Relief - filed 4/8; d/e # 10, 12		
	Greenpoint Credit LLC (Twery) v. Steven Riggins (only) and Trustee		

Jessee	RANDALL BRICKEY-ch7	7-03-03410	Shortridge/GR
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Motion #1: Sell Property of estate subject to liens, claims, rights & interests
Michael Shortridge, Trustee (Shortridge) v. Smyth County Va c/o John Tate, Esq;
Branch Banking & Trust Co () and Randall E. Brickey & Brenda
S. Brickey (*referred to Chambers; recusal not required in this matter*)

Snodgrass	DARRELL & MALINDA WORLEY-ch7	7-04-00730	Allen/VS
	Motion #2: Avoid lien - filed 4/13; d/e # 20, 21		
	Debtors v. Beneficial Va. Inc, (served Commonwealth legal Services Corp)		

Abingdon Calendar - 5/5/04

10:00 A.M. - MISCELLANEOUS

Snodgrass	TODD & KELLY HAMBY-ch7	7-03-03181	Shortridge/GR
	Motion #1: Relief from stay: filed 5/15; d/e # 42, 44		
	Grayson National Bank (Jackson) v. debtors & trustee		
	<i>-AGREED order entered 5/3 granting relief</i>		

Jackson	BARRY & NORMA KLEINKE-ch7	7-04-01045	Wick/SL
	Motion #1: Relief - filed 4/14; d/e # 13, 14		
	Chase Manhattan Mortgage Corp (Clarke) v. debtors & trustee		

Fellhauer	ELLA TWEED	7-04-01400	Callahan/JM
	Motion #1: Relief - filed 4/14; d/e # 11, 12		
	DaimlerChrysler Services NA LLC (Higgs) v. debtor & trustee		
	<i>-AGREED order entered 5/3/04</i>		

11:00 A.M. - MISCELLANEOUS

Copeland	BOBBY VENCILL TRUCKING, INC. - Ch. 11	7-01-03813	DIP/VS
	Motion for Final Decree filed 3/24; d/e # 163 filed with Final Report		
	Obj: U. S. Trustee filed 4/14; d/e # 164	<i>contd from 4/21</i>	

Copeland	T & M TRANSPORT INC-ch11	7-02-00938	DIP/AF
	Motion for Final Decree & Final Report, filed 3/26; d/e # 112		

Obj: U. S. Trustee - contd from 4/21

Lamie WALTER & REBECCA SPRINKLE-chll 7-04-01592 DIP/SJ
 (New case filed 4/9 - dairy farm)
 Motion (Emergency) to avoid assignment of milk proceeds from Piedmont Milk Sales
 And Motion to Shorten Notice filed on 4/16; d/e # 9 & 10 contd from 4/21
 Counsel: Hutton for New Peoples Bank; Jesse for Bobby Gray

Thompson FIVE-FORTY PARK CORPORATION - 11 7-03-04746 DIP/JJ
 A/P 7-03-00203: *Plaintiff Motion to Compel Production of Documents (Sexton) #26*
 Debtor v. Pepsi Cola Bottling (Copeland)
 -L. Thompson to tender order to withdraw motion - documents have been provided

Abingdon Calendar - 5/5/04

1:00 P. M. - CHAPTER 13 CONFIRMATIONS

Timoney MARK & LISA NEWMAN 7-04-00410 Widener/GR
 Order of 3/23 dismissed case on motion of debtors

Largen PATRICK FRANGOS 7-04-00581 Widener/GR
 Case Dismissed 4/8 on Motion of Debtor

Carmody CHIQUITA WINFREY-chl3 7-03-04787 Widener/NS
 Mod Plan filed 4/6; d/e # 34, 35
 Trustee Report, Obj & Showcause: Dismiss/convert, filed 4/28; d/e # 39

 Objs of IRS & Rural Housing Development contd from prior hrg by ord of 2/5, d/e # 31
 Obj: Rural Housing Service USDA (Eckert) filed 4/28; d/e # 38

Lamie PHILLIP & SONIA HAGA-chl3 7-04-00339 Widener/VS
 Mod Plan filed 4/9; d/e # 14, with certif of service

Snodgrass JOSEPH NALE 7-04-00311 Widener/GR
 Plan filed 2/17; d/e # 11
 Trustee Report, Obj & Showcause: Dismiss/convert, filed 3/25; d/e # 14

Valuation: 1997 Toyota Truck : Security Financial Corp, filed 4/7; d/e # 15

Carmody HASSEL & GAYLENE JUSTUS-chl3 7-01-04945 Widener/SL
Mod Plan filed 3/8; d/e # 114, 115, 117, 118
Trustee Motion to Dismiss/convert contd from 1/28, d/e # 112, to hear w/mod plan
Trustee Report, Obj & Showcause: Dismiss/convert, filed 4/28; d/e # 121

Carmody RAYMOND & LINDA SHAFFNER 7-03-00867 Widener/NS
Mod Plan filed 3/3; 3/8, d/e # 76, 78, 79, 80
Trustee Motion to Dismiss/convert contd from prior hearing , d/e # 73

Abingdon Calendar - 5/5/04

1:00 P. M. - CHAPTER 13 CONFIRMATIONS

Farthing ROBERT & SHERRY HOOVEN 7-04-00512 Widener/SJ
Plan filed 2/10; d/e # 6

Valuation: Schewel Furn Co (Personal Property): value \$600; filed 3/25; d/e #23

Valuation: Household Automotive Finance; 2002 Ford Escape; \$23,751.53 owed;
valued \$16,350, filed 4/5; d/e # 25

Farthing BOBBY & RITA COOK 7-03-03171 Widener/GR
Mod Plan filed 3/15; d/e # 35, 36
Trustee Report, Obj & Showcause: Dismiss/convert, filed 4/16; d/e # 40

Motion for Approval to Expend Funds to Chapter 13 Trustee, filed by debtor 3/31; d/e#39

Slavin DIANE WRIGHT 7-03-05368 Widener/AF
Mod Plan filed 3/24; d/e # 16, 17 (*creditors mtg contd to 5/14*)
Trustee Report, Obj & Showcause: Dismiss/convert, filed 3/19; d/e # 14 *contd from 4/7*

Via ROBERT & REBECCA HOWARD - Ch. 13 7-03-04961 Widener/GR
Mod. Plan filed 2/18 [d/e # 18, 19] - contd from 4/7

Valuation: Commonwealth Community Bank: (? Property)? Filed 3/17; d/e # 22
–contd from 4/7 for 7004(h) service == ***motion refiled 4/30; d/e # 25 with 5/5 hrg date,***

Timoney GEORGE SMITH - Ch. 13 7-03-04800 Widener/SO
Mod. Plan filed 2/17 [d/e # 25] - *contd from 4/7 (Mod plan dealt w/Amer.Gen Valuation)*
Trustee's Report, Objection & Show Cause on Dismissal or Conversion [d/e # 35]

Abingdon Calendar - 5/5/04

1:00 P. M. - CHAPTER 13 CONFIRMATIONS

Whitehurst BETTY COX 7-04-000324 Widener/SJ
–***CASE dismissed 3/24/04***

Lamie WILLIAM, JR., & DEBORAH WILSON - Ch. 13 7-04-00098 Widener/AF
Mod. Plan filed 2/4 w/certificate of service [d/e # 14] *Contd from 4/7*
Trustee Report, Obj & Showcause: Dismiss/convert, filed 3/19; d/e # 19

Obj of Debtors to Claim #34: Mortgage Electronic Registration Systems Inc, filed 3/23, d/e # 20

Answer filed by Mortgage ElectronicRegistration Systems (Gershen) on 4/19; d/e # 25

Answer re-filed 4/22; d/e # 27?

Valuation: Bristol Federal Empl. Credit Union: 2002 Van; filed 3/24; d/e # 21

Gifford TIMOTHY & KATRINA BOOTH 7-04-00586 Widener/JJ
Plan filed 2/17; d/e # 6

Snodgrass	DOUGLAS & CARLA BOLEN Plan filed 2/19; d/e # 6	7-04-00662	Widener/SJ
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Note: Valuation Motions scheduled for 5/19 hearing @ 1:00

Farthing	JOSEPH & SUSAN STAMPER Plan filed 1/28; d/e # 6	7-04-00310	Widener/GR
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Via	MARTY GRIZZLE Plan filed 2/12; d/e # 11, with certif of service ; Scheds & Stmt of Affairs	7-04-00409	Widener/JM
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Valuation: Moore Loans Inc: 2000 Chrysler Sebring; (\$12,913.98 owed; valued \$8,000)
(placed on calendar 4/29 from faxed copy of pleadings with indicated service on 4/5
at direction of Judge) Original documents rec'd 4/30; d/e # 16

Snodgrass	HELGA RYAN Plan filed 2/6; d/e # 6	7-04-00477	Widener/NS
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Abingdon Calendar - 5/5/04

1:30 P. M. - MISCELLANEOUS

Carmody	ROGER SIMPSON-chl3 Motion of Debtor to Incur Debt, filed 3/18; d/e#53	7-99-03627	Widener/NS
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Lamie	THOMAS & ELLEN VAN DYKE-chl3 Motion #1: Relief - filed 4/7; d/e # 15, 16 Highlands Union Bank (Hutton) v. debtors & trustee <i>Respondent's certification filed 4/19; d/e # 19</i> <u>Answer filed by Debtors 4/19 [d/e # 20]</u> <i>conf hrg set 6/9</i>	7-04-00881	Widener/GR
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Gifford CHARLES HARRINGTON 7-03-03380 Widener/AF
Motion to Suspend Payments for May, June & July & extend Plan payments
filed 4/15; d/e # 37
Obj: Trustee - filed 4/28; d/e # 38

Hutchinson DANNY & LOUETTA CANTER 7-03-02209 Widener/JM
Motion #2: Relief - filed 4/16; d/e # 28; no pre-hearing ord entered (insufficient time)
Highlands Union Bank (Hutton) v. debtors & trustee

Largen JAMES & MARY COWAN 7-03-03683 Widener/VS
Motion #2: Relief - filed 4/13; d/e # 32, 33
Vanderbilt Mortgage & Finance (Eason) v. debtors & trustee
Response filed 4/21; d/e # 35

-Default order TENDERED (placed in case file in docket tray 4/30)

-see also 2:00 p.m. trustee showcause motion below

Abingdon Calendar - 5/5/04

1:30 P. M. - MISCELLANEOUS

Hutchinson WILLIAM & LISA HARMAN - Ch. 13 7-04-01526 Widener/JJ
Debtors filed Motion for Extension of Time of 15 days from 4/21 to
file Ch. 13 Plan and Schedules filed 4/20 [d/e # 21]

Debtor filed Motion for Extension of Time 15 days to file Official Form 21 , filed 4/27
d/e # 8, 24

Motion # 1: Modification of Automatic Stay Re Real Estate
First Community Bank, N.A. (Richardson) v. Debtors & Trustee
Movant certification filed 4/26; d/e # 22
Answer filed 4/30; d/e # 25

Motion # 2: Modification of Automatic Stay Re Real Estate

First Community Bank, N.A. (Richardson) v. Debtors & Trustee
Movant certification filed 4/26; d/e # 22
Answer filed 4/30; d/e # 26

2:00 P. M. - MISCELLANEOUS

Largen JAMES & MARY COWAN 7-03-03683 Widener/VS
Motion of Trustee to Dismiss or Convert filed 4/1; d/e # 27
—see also 1:30 p.m. for Relief Motion (Vanderbilt Mortgage)

Carmody	KEITH & JOSEPHINE SPAULDING - Ch. 13	7-03-04623	Widener/VS
	Motion # 1: Avoid lien—filed 4/1 [d/e # 31]		
	Debtors v. Bluefield Women’s Center ()		
	<i>–Default Order Avoiding Lien entered 4/20</i>		

Carmody	DANNY & MICHELE HONAKER - Ch. 7	7-04-00284	Vogel/AF
	Debtors' Motion to Redeem Property v. First North American		
	Nat'l Bank () filed 4/2; d/e # 13		

Abingdon Calendar - 5/5/04

2:00 P. M. - MISCELLANEOUS

Goldstein MICHAEL FENSTER 7-03-05002 Creasy/SJ
Motion of U. S. Trustee for further Extgension of Time to File Obj to Discharge, etc.
Filed 4/9; d/e # 28 *with incorrect date of 5/5 – to be renoticed for 5/3*

Graham	EMILY ELHEFNAWY	7-03-05175	Widener/SL
	Motion #1: Relief - filed 3/30; d/e # 21, 22, 23 <i>contd from 4/21</i>		
	Wells Fargo Bank of New York (Patterson) v. debtor & trustee		

2:30 P.M. - TRIAL

(Reserved couple hours)

Copeland	G AND A COAL CO-ch7	7-99-02321	Callahan/LM
	A/P 7-03-00013: Recover money or property -- <i>trial rescheduled from 4/8</i>		
	Wm E. Callahan, Trustee (Fennell) v. Sharon Ball, Executrix of the Estate of Edward Eugene Ball, deceased (H.Beck)		